

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 578 - SB 1243

February 18, 2017

SUMMARY OF BILL: Changes, from 18 to 17, the age at which a juvenile can seek expunction of the juvenile's records. Requires a juvenile court to inform a child at the time of adjudication of the need to petition for expunction of the child's record. Requires the Administrative Office of the Courts to create a petition that can be completed by a child and circulate the petition to all juvenile court clerks. Requires a juvenile court to expunge all court files and records from a juvenile's record one year after the juvenile completes and is discharged from any probation or conditions of supervision. Only allows for expungement of records for offenses that would be misdemeanors if committed by an adult.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Allowing a juvenile to have his or her records expunged at 17 years of age, rather than 18 years of age, will not impact juvenile court operations.
- Tennessee Code Annotated § 37-1-153(f) authorizes juveniles to petition a juvenile court to expunge the juvenile's record. The proposed legislation sets forth new requirements relative to expunging juvenile records. The proposed legislation will require the Administrative Office of the Courts to develop a petition capable of being completed by a minor. It is assumed that the Administrative Office of the courts can create the petition within existing resources.
- Juveniles can petition a juvenile court under current law to have the juvenile's record expunged. The proposed legislation will not significantly impact the operations of juvenile courts.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee".

Krista M. Lee, Executive Director

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